



IAP09Rec'd PCT 14 DEC 2007

Docket No.: 075422-0015

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of : Customer Number: 20277  
Ralf HIMMELREICH, et al. : Confirmation Number: 3167  
Application No.: 10/577,721 : Group Art Unit: Not Yet Assigned  
Filed: May 02, 2006 : Examiner: Not Yet Assigned  
For: A RAPID AND LOW COST METHOD FOR ISOLATING NUCLEIC ACID

**PETITION TO WITHDRAW HOLDING OF ABANDONMENT**

Mail Stop OIPE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

We are in receipt of the Notice of Abandonment Under 37 CFR 1.53 mailed November 30, 2007. The Notice indicates the above-identified application is abandoned in view of Applicant's failure to timely respond to the Notice to File Missing Parts (Notice) mailed on January 3, 2007.

A Response to Notification of Missing Requirements, including the executed Declaration was filed March 1, 2007 as evidenced by the attached postcard date stamped by the U.S. Patent & Trademark Office.

Attached hereto please find the following documents:

1. Declaration and Power of Attorney (which is in compliance with 37 CFR 1.63)  
12/18/2007 GFREY1 00000052 500417 10577721  
01 FC:1617 130.00 Late Filing Fee Surcharge of \$130.00
3. Date stamped postcard

**Application No.: 10/577,721**

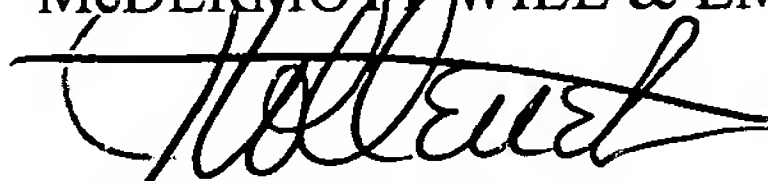
4. Petition Fee (**which is requested be waived**)
5. Assignment and Recordation Fee of \$40.00 (On Separate Postcard); and
6. Copy of Missing Parts Notice.

Please charge Deposit Account No. 500417 in the amount of **\$130.00**. To the extent necessary, Applicants petition for an extension of time under 37 C.F.R. 1.136. Please charge any shortage in fees due in connection with the filing of this paper, including petition or extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

It is respectfully requested that the Abandonment be rescinded and the application returned to pending status and the official filing receipt now be issued.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



Judith L. Toffenetti  
Registration No. 39,048

600 13<sup>th</sup> Street, N.W.  
Washington, DC 20005-3096  
Phone: 202.756.8000 JLT:alb  
Facsimile: 202.756.8087  
**Date: December 14, 2007**

**Please recognize our Customer No. 20277  
as our correspondence address.**



UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/577,721	Ralf Himmelreich	075422-0015

20277

MCDERMOTT WILL & EMERY LLP  
600 13TH STREET, N.W.  
WASHINGTON, DC 20005-3096

INTERNATIONAL APPLICATION NO.

PCT/EP04/11851

I.A. FILING DATE	PRIORITY DATE
10/20/2004	11/04/2003

**CONFIRMATION NO. 3167**  
**371 ABANDONMENT/TERMINATION**  
**LETTER**



Date Mailed: 11/30/2007

**NOTIFICATION OF ABANDONMENT**

The United States Patent and Trademark Office in its capacity as a Designated / Elected Office (37 CFR 1.495) has made the following determination:

- Applicant has failed to respond to the notification of MISSING REQUIREMENTS (Form PCT/DO/EO/905), mailed 01/03/2007 within the time period set therein.

Therefore, the above identified application failed to meet the requirements of 35 U.S.C. 371 and 37 CFR 1.495, and is ABANDONED AS TO THE UNITED STATES OF AMERICA.

CHRISTINE S WASHINGTON

Telephone: (703) 308-9140 EXT 228

